

**BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.**

Application of

**OPERADORA DE VUELOS EJECUTIVOS,
S.A. de C.V.**

for an exemption from 49 U.S.C. § 41301
(U.S./Mexico Charter Air Transportation)

Docket DOT-OST-2006-24249

APPLICATION OF
OPERADORA DE VUELOS EJECUTIVOS, S.A. DE C.V.
FOR RENEWAL OF EXEMPTION

Communications concerning this document may be served upon:

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January 21, 2022

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Pursuant to 49 U.S.C. § 40109 and Subpart C of the Department's Rules of Practice, Operadora de Vuelos Ejecutivos, S.A. de C.V. ("OVESA"), hereby applies for renewal of its exemption from 49 U.S.C. § 41301, which grants OVESA the full scope of passenger charter rights available under the Air Transport Agreement between the United States and Mexico signed on December 18, 2015. OVESA specifically seeks renewal of its authority to conduct passenger charter operations, using small aircraft, in foreign air transportation between any point or points in Mexico and any point or points in the U.S.; and from a point or points in Mexico, via an intermediate point or points, to any point or points in the U.S., and beyond, as mutually agreed in writing by the U.S. DOT and the former Mexican Dirección General de Aeronáutica Civil ("DGAC"), provided that such service constitutes part of a continuous operation, with or without a change of aircraft, that includes service to Mexico for the purpose of carrying local traffic between Mexico and the U.S. OVESA also seeks renewal of its authority to

conduct other passenger charter operations to and from the U.S., such as seventh-freedom passenger charter operations, subject to the prior approval requirements set forth in 14 C.F.R. Part 212.

OVESA requests that the Department renew this exemption for a period of at least two years. OVESA invokes the automatic extension provisions of the Administrative Procedure Act, 5 U.S.C. §558(c), as implemented by 14 C.F.R. Part 377, to maintain its exemption authority in effect pending a final Department determination on this renewal application.^{1/}

In support of this application, OVESA states as follows:

1. OVESA continues to be financially fit and is willing and able to provide charter passenger services using small aircraft. Apart from the updates to its address and aircraft set forth below, there have been no changes to the information previously submitted in this docket, which the company incorporates by reference.

2. OVESA's new operational and mailing address is:

Operadora de Vuelos Ejecutivos, S.A. de C.V.
Calle 7, Hangar 60
Aeropuerto Internacional de Toluca
C.P. 50200, Toluca, Estado de Mexico
MEXICO

3. OVESA currently operates two aircraft:

<u>Type</u>	<u>Mexican Registration</u>	<u>Seating Configuration</u>
Gulfstream G650	XA-CHR	13 passenger seats
Gulfstream G550	XA-CHG	18 passenger seats

^{1/} The Department last granted the above authority to OVESA pursuant to a Notice of Action Taken issued in this Docket on January 22, 2020, effective through January 22, 2022.

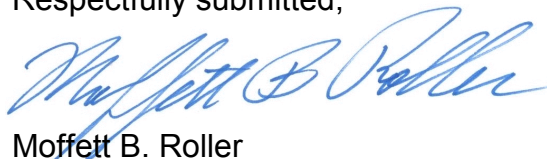
4. OVESA's Mexican authority to engage in transborder charter passenger services remains in full force and effect. See Exhibit A for a copy of OVESA's current Air Operator Certificate (AOC). Also effective are OVESA's Part 129 Operations Specifications, issued by the Federal Aviation Administration.

5. OVESA's Application for Renewal is limited in scope and non-controversial. OVESA's proposed air transportation services are unchanged from the U.S.-Mexico services that it has performed during the past two years, *i.e.*, air transport services for executives and their guests using small executive jet aircraft.

6. In accordance with the terms of the Air Transport Agreement between the U.S. and Mexico, OVESA's exemption authority is in the public interest. OVESA's services satisfy a continuing commercial need and foster business activities and economic opportunities between Mexico and the United States.

WHEREFORE, Operadora de Vuelos Ejecutivos, S.A. de C.V., requests renewal of its authority to engage in charter foreign air transportation of passengers between Mexico and the United States using small aircraft, as set forth herein, and such other relief as may be in the public interest.

Respectfully submitted,



Moffett B. Roller
Charles M. Greene
ROLLER & BAUER, PLLC

Attorneys for
Operadora de Vuelos Ejecutivos, S.A. de C.V.

January 21, 2022



SCT
SECRETARÍA DE
COMUNICACIONES
Y TRANSPORTES

ESTADOS UNIDOS MEXICANOS
SECRETARÍA DE COMUNICACIONES Y TRANSPORTES
SUBSECRETARÍA DE TRANSPORTE
AGENCIA FEDERAL DE AVIACION CIVIL

CERTIFICADO DE EXPLOTADOR DE SERVICIOS AÉREOS

(AIR OPERATOR CERTIFICATE)
MODIFICACIÓN 03

OPERADORA DE VUELOS EJECUTIVOS, S.A. de C.V.
AOC No. OPV / 2005

PASEO DE LA REFORMA No. 383 PISO 8
COL. CUAUHTÉMOC
C.P. 06500, CIUDAD DE MÉXICO.

**Responsable general de la
operación:**

Lic. Orlando Rodrigo Noguez Núñez.

(Operation general manager)

Teléfono (telephone):

(722) 273 43000

Fax:

NA

Correo electrónico (e-mail):

ronoguez@grupohermes.com.mx

Datos de contacto operacionales

(Operational contact data)

La información de contacto donde se puede ubicar a las autoridades de gestión operacional sin demoras indebidas se proporciona en:

(Contact information where you can locate the operational management without undue delay provided in)

- **Sección A6 de las Especificaciones de Operación anexas al presente certificado.**
(Operations Specifications Section A6 attached to this certificate)

El presente documento certifica que **Operadora de Vuelos Ejecutivos, S.A. de C.V.** ha cumplido con los requerimientos establecidos en la Ley de Aviación Civil, su Reglamento y Normas Oficiales Mexicanas correspondientes vigentes de los Estados Unidos Mexicanos y demás disposiciones aplicables, en razón de lo cual se le expide el presente certificado que le autoriza a realizar operaciones de transporte aéreo comercial de conformidad con dicha Ley, Reglamento, Normas Oficiales Mexicanas y demás disposiciones aplicables, así como con los términos, condiciones y limitaciones previstos en las especificaciones de operación anexas al presente.

El presente certificado es intransferible y salvo renuncia de su titular, a menos que sea suspendido, revocado o cancelado, permanecerá vigente durante la fecha indicada, y en caso de que las condiciones y requisitos que sirvieron de base para su otorgamiento no se mantengan actualizados, éste carecerá de validez.

The present document certifies that Operadora de Vuelos Ejecutivos, S.A. de C.V., has met the requirements of the Civil Aviation Law of Estados Unidos Mexicanos and related operating regulations and rules prescribed there for the issuance of this certificate and is hereby authorized to conduct commercial air transportation operations in accordance with such operating regulations and rules prescribed there and the term, conditions and limitations contained in the attached Operation Specifications.

This certificate is not transferable and, unless sooner surrendered, suspended or revoked, shall continue in effect until the indicated date.

DIRECTOR EJECUTIVO DE AVIACIÓN.


ING. PABLO CARRANZA PLATA.

Fecha de emisión (Issue date)

21 de julio de 2021 (July 21th, 2021)

Fecha de efectividad (Effective date)

07 de septiembre de 2021 (September 07th, 2021)

Fecha de vigencia (Expiration date)

07 de septiembre de 2023 (September 07th, 2023)

Cualquier modificación en las limitaciones o en los datos del titular del certificado, deberá ser solicitado a la Agencia Federal de Aviación Civil.

Cualquier alteración a este certificado sin consentimiento por escrito de la Agencia Federal de Aviación Civil, será sancionado conforme a lo establecido en la Ley

de Aviación Civil.
Forma IA - 69/2002 R-1

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing application of Operadora de Vuelos Ejecutivos, S.A. de C.V., was this 21st day of January 2022 served via email on all parties named on the following Service List. No indication was received that any transmission by electronic mail had failed.



Charles M. Greene

SERVICE LIST

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